

TRANSITION PLAN FOR COMPLYING WITH NEW HCBS RULES

04/20/2016

	MEETS	DOES NOT MEET
The setting is integrated in and supports full access of individuals receiving Medicaid HCBS to the greater community to the same degree of access as individuals not receiving Medicaid HCBS. Including:		
<ul style="list-style-type: none"> Opportunities to seek employment and work in competitive integrated settings. 	<ul style="list-style-type: none"> Discussion of access to employment (documentation of this) Employment in minimum wage or higher position Job open to general public Staff support for employment (ex.) HS, ADL, IADL prep Access to employment resources in community (vocational rehab, career centers) Independently accessible information (job board, internet) 	<ul style="list-style-type: none"> Separate employment setting not available to general public Sub-minimum wage pay
<ul style="list-style-type: none"> Engage in community life 	<ul style="list-style-type: none"> Makes own choices – permissions/authority Has capacity/resources to get into community (financial/staff resources) Are services/tasks that you offer also offered to the general public in the broader community Are individual goals/strengths matched to general community 	<ul style="list-style-type: none"> Separate programs (ex.) Day Program Art Class vs. Adult Ed. Or community class Use of community programs at separate time (ex.) rent pool for members rather than a public swim Mandatory group outings as only option of access
<ul style="list-style-type: none"> Control Personal Resources 	<ul style="list-style-type: none"> Holds own money Holds own banking info/cards Access to banking Decides what to buy and how much to spend Fair Market Rent Access to financial planning-budgeting Education/knowledge of how and where money is spent throughout the month Rep payee in conflict free manner, if rep. payee needed 	<ul style="list-style-type: none"> No access to money Not able to make purchases without permission Rent set based on income (outside of HUD 30% standards) Charging <u>above</u> fair market rent for a unit receiving rental subsidy
<ul style="list-style-type: none"> Receive services in the community 	<ul style="list-style-type: none"> Access to the community (shopping, restaurants (with staff if needed), church, etc.) Connect to natural support Individual picks where they go 	<ul style="list-style-type: none"> Whole life programs that result in the person never leaving their residence Group option is the only option Staff pick destination (ex.) Wal-Mart
Is selected by the individual from among setting options including non-disability specific settings and an option for a private unit in a residential setting.	<ul style="list-style-type: none"> Education @ options Options documented in PCP Options/choices based on individual needs, and preferences Options for residential based on needs, preferences, and financial resources Clear rent and lease, rules before committing/deciding by the individual if they want to live there. 	<ul style="list-style-type: none"> No choice in residential setting, location or cost
<ul style="list-style-type: none"> The setting options are identified and documented in the person-centered 	<ul style="list-style-type: none"> Documentation in PCP 	<ul style="list-style-type: none"> No PCP No documentation

service plan		
<ul style="list-style-type: none"> Are based on the individual's needs, preferences, and, for residential settings, resources available for room and board. 	<ul style="list-style-type: none"> Documentation of choices being presented to the person Documentation of discussion/negotiation of room and board cost 	<ul style="list-style-type: none"> No documentation of choices being presented to the person Forced choice No documentation of discussion/negotiation of room and board cost Fixed room and board cost Room and board based on income not fair market rent
Ensures an individual's rights of privacy, dignity and respect, and freedom from coercion and restraint.	<ul style="list-style-type: none"> Locking bedroom door Ability to lock door No reportable incidents of rights violations related to these areas 	<ul style="list-style-type: none"> No lock on bedroom door No ability to lock bedroom door because of lack of control/restriction Reportable incidents of rights violations related to these areas
Optimizes, but does not regiment individual initiative, autonomy, and independence in making life choices, including but not limited to, daily activities, physical environment, and with whom to interact.	<ul style="list-style-type: none"> Ability to choose daily activities Ability to participate in activity without others receiving services Ability to choose physical environment design Ability to choose participants (staff and friends) in daily life interactions 	<ul style="list-style-type: none"> Activities set by staff or team, not the individual Group option is the only method of accessing service Physical environment designed without person's input/choice Social and other daily interactions decided on by staff or team, not the individual
Facilitates individual choice regarding services and supports, and who provides them.	<ul style="list-style-type: none"> Individual picks each service as well as amount of service received Individual picks each provider of each service they receive Individual can change providers at will 	<ul style="list-style-type: none"> Services are picked by staff or team Providers are picked by staff or team Individual cannot change provider at will – has to wait or has to stay with non-preferred provider
The unit or dwelling is a specific physical place that can be owned, rented, or occupied under a legally enforceable agreement by the individual receiving services, and the individual has....same responsibilities and protections....under the landlord/tenant law of the State, county, city or other designated entity. For settings in which landlord tenant laws do not apply, the State must ensure that a lease, residency agreement or other form of written agreement will be in place for each HCBS member.	<ul style="list-style-type: none"> Individual has a lease or rental agreement Individual has lease or rental agreement up front to help them make an informed choice about the residential option Individual can negotiate the cost of room and board as well as items included The cost of room and board is based on fair market value 	<ul style="list-style-type: none"> No lease or rental agreement exist Individual is only provided lease or rental agreement when the decision to move there has happened and no preview is available The cost of room and board is based on the individual's income
Each individual has privacy in their sleeping or living unit.		
<ul style="list-style-type: none"> Units have entrance doors lockable by the individual, with only appropriate staff having keys to doors. 	<ul style="list-style-type: none"> There is a lock on the individual's bedroom door The individual has a key The individual knows which staff have a key The individual agrees to the staff that have a key 	<ul style="list-style-type: none"> There is not a lock on the individual's bedroom door The individual does not have a key to the door The individual does not know who has a key The individual did not agree to the staff that have a key
<ul style="list-style-type: none"> Individuals sharing units have a choice of roommates in that setting 	<ul style="list-style-type: none"> The individual has the ability to have a private room The individual choose to share a room if they are sharing a room The individual has a choice in roommate The individual agreed to the current roommate 	<ul style="list-style-type: none"> Individuals all share rooms and cannot choose a single room option The individual did not choose the roommate
Individuals have the freedom and support to control their own schedules and activities, and have access to food at any time.	<ul style="list-style-type: none"> The individual decides their own daily schedule The individual decides their own 	<ul style="list-style-type: none"> Daily schedules are created without individual choice Daily activities are selected by the staff

	activities <ul style="list-style-type: none"> The individual has 24/7 access to food 	or team, and not the individual <ul style="list-style-type: none"> Food access is restricted
Individuals are able to have visitors of their choosing at any time.	<ul style="list-style-type: none"> Visitors are allowed when requested by the individual 	<ul style="list-style-type: none"> Visitors are required to plan visits Visitors are required to leave after a certain period of time Visitors are required to come during visiting hours, not when the individual requests
The setting is physically accessible to the individual.	<ul style="list-style-type: none"> The setting is physically adapted to meet the individual's needs 	<ul style="list-style-type: none"> The setting is not physically adapted to meet the individual's needs
Any modification of the additional conditions must be supported by a specific assessed need and justified in the person-centered service plan.		
<ul style="list-style-type: none"> Identify a specific and individualized assessed need. 	<ul style="list-style-type: none"> The need is identified The need is addressed in the PCP The staff have read and acknowledged the PCP The staff follow the PCP 	<ul style="list-style-type: none"> The need is not identified The need is not addressed in the PCP The staff have not read and/or have not acknowledged the PCP The staff do not follow the PCP
<ul style="list-style-type: none"> Document the positive interventions and supports used prior to any7 modifications to the person-centered service plan. 	<ul style="list-style-type: none"> The positive interventions and supports tried in the past are identified in the PCP 	<ul style="list-style-type: none"> The positive interventions and supports were not tried in the past and/or are not identified in the PCP
<ul style="list-style-type: none"> Document less intrusive methods of meeting the need that have been tried but did not work. 	<ul style="list-style-type: none"> Less intrusive methods have tried in the past are identified in the PCP 	<ul style="list-style-type: none"> The positive interventions and supports were not tried in the past and/or are not identified in the PCP
<ul style="list-style-type: none"> Include a clear description of the condition that is directly proportionate to the specific assessed need. 	<ul style="list-style-type: none"> Clearly stated need that is operationally defined Clearly stated support that is operationally defined The stated need and support match There is dignity of risk; the individual is allowed to make choices even if they are not always good decision 	<ul style="list-style-type: none"> Need is not clearly defined; different people read it and have different understandings of what the need is The support is ambiguous or not clearly defined The support is too great for the need; There is no dignity of risk
<ul style="list-style-type: none"> Include regular collection and review of data to measure the ongoing effectiveness of the modification. 	<ul style="list-style-type: none"> A review process exists to collect information on modifications in the PCP to address specific needs and design supports Data is collected Reviews take place as scheduled 	<ul style="list-style-type: none"> A review process does not exists to collect information on modifications in the PCP to address specific needs and design supports Data is not collected or otherwise unavailable Reviews do not take place as scheduled
<ul style="list-style-type: none"> Include established time limits for periodic reviews to determine if the modification is still necessary or can be terminated. 	<ul style="list-style-type: none"> A agreed upon timeline exists to review modifications There is a termination policy defined 	<ul style="list-style-type: none"> A timeline for review does not exist Modifications stay in place indefinitely
<ul style="list-style-type: none"> Include the informed consent of the individual. 	<ul style="list-style-type: none"> The individual understands the risks and benefits of the needs and supports related to the modifications recommended In individual consents to the modifications for their needs and supports The individual signs and/or formally acknowledges their informed consent 	<ul style="list-style-type: none"> The individual does not understand or is not informed of the risks and benefits of the needs and supports related to the modifications recommended In individual does not consent to the modifications for their needs and supports The individual does not sign and/or formally acknowledges their informed consent
<ul style="list-style-type: none"> Include an assurance that interventions and supports will cause no harm to the individual. 	<ul style="list-style-type: none"> Interventions that are choose for modifications for needs and supports are harm free to the individual 	<ul style="list-style-type: none"> Interventions that are chosen for modifications for needs and supports are not evaluated for risk of harm Interventions that are chosen for modifications for needs and supports have risk of harm to the individual